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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Application Number 09/767,597

Filing Date January 22, 2001

First Named Inventor Jegla, Timothy J.

Group Art Unit 1646

Examiner Name Olga N. Chernysheva

Total Number of Pages in This Submission

2

Attorney Docket Number

018512-002211US

ENCLOSURES (check all that apply)

☐ Fee Transmittal Form☐ Fee Attached☒ Amendment / Response☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition Routing Slip (PTO/SB/69)
and Accompanying Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s)☐ After Allowance Communication to
Group☐ Appeal Communication to Board of
Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s)
(please identify below):Return Postcard; Response to Restriction
Requirement mailed February 13, 2002,
due March 15, 2002.

Remarks

The Commissioner is authorized to charge any additional fees to
Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
and
Individual name

Townsend and Townsend and Crew LLP

Annette S. Parent

Reg. No. 42,058

Signature

Date

03/08/02

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Timothy J. Jegla

Application No.: 09/767,597

Filed: January 22, 2001

For: HUMAN HAC3

Examiner: Olga N. Chernyshev

Art Unit: 1646

RESPONSE TO RESTRICTION
REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to Restriction Requirement mailed February 13, 2002,
Applicants elect to prosecute Group I, claims 13-19, drawn to a polypeptide.

The foregoing election is made with traverse, as the six groups set forth by the Examiner all stem from a common concept and theory, and are thus related. As such, prosecution of the claims of Groups I-IV would not place a substantially greater burden on the Examiner. Applicants therefore respectfully request that the Examiner withdraw the Restriction Requirement and consider all the claims together.

Respectfully submitted,

Annette S. Parent

Annette S. Parent
Reg. No. 42,058

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: (415) 576-0200/Fax: (415) 576-0300
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